PTO/SB/21 (03-03)
Approved for use through 04/30/2003. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it despisays is valid OMB control number.  Application Number 09/912,609							
	NO SALTE A L	1	Application Number		July 25, 2001		
TRANSMITTAL			Filing Date First Named Inventor		Evan C. Unger		
FORM					1617		
(to be used for all correspondence after initial filing)			Art Unit Examiner Name		Shahnam J. Sharareh		
		<del></del>			5030-0001.24		
Mail Stop Non-Fee Amendment Attorney Docket Number   5030-0001.24							
No fee due Fee Transm Fee(s) duc Foe Transm Check for \$ Charge any undocredit any overp Deposit Account Amendment/Rep	nittal  nittal  terpayment or  ayment to  t No. 18-0580	Drawin Licens Petitio Provi Provi Chan Addru	sing-related Papers on on to Convert to a sional Application r of Attorney, Revocation nge of Correspondence ess inal Disclaimer	on,	After Allov to a Tech Appeal Co of Appeal Co (Appeal No Proprietar Status Le	closure(s) (please elow):	
Extension of Time Express Abando Information Discometer Copy(ies) of reference (Certified Copy of Document(s) Response to Missing Response	onment Request closure Statement -1449 of cited s) of Priority essing Parts / olication to Missing Parts CFR 1.52 or 1.63	CD, N		FY. O	<u>Return F</u>	ost Ćard.	
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT  Registration No.   24 444   Telephone (650) 330-0900							
Name (print/type)	Shelley P. Eberle	- 4 - 445	(Attorney/Agent)		,411 Telephor	e (650) 330-0900	
Signature	Sheery P	Cherle			Date	7-31-03	
CERTIFICATE OF TRANSMISSION/MAILING							
1 horeby certify that this c	arregandonos is baigo o	distributions	the United States Postal Se	rvice wi	ith sufficient postage :	s first class mail in an 13-1450 on July 31, 2003.	
envelope addressed to: Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 31, 2003.  Name (print/type) Joe Glark							
Signature							
F:\Document\5030\0001\24\Rastriction Requirement Transmittal.doc							

PTO/\$B/17 (01-03)

Approved for use through 04/30/2003. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## Complete If Known FEE TRANSMITTAL **Application Number** 09/912,609 Filing Date July 25, 2003 First Named Inventor Evan C. Unger Shahnam J. Sharareh Examiner Name Effective 01/01/03. Patent has am subject to annual revision. Group Art Unit 1617 Applicant claims small entity status. Sec 37 CFR 1.27 5030-0001.24 Attorney Docket No. TOTAL AMOUNT OF PAYMENT

Check   Credit card   Money Ordor   Other   None   None   Check   Credit card   Money Ordor   Other   None   Check   Credit card   Money Ordor   Other   None   Check   Chec	METHOD OF PAYMENT (check all that apply)	FEE CALCULATION (continued)					
Check   Cradit card   Money Ordor   Other   None   Fee   Fee   Fee   Fee   Code   (5)   Code   (6)   Code   Cod	METHOD OF PATMENT JOHOGK 201 1001 OPP 1977						
Check   Credit card   Money Order   Other   Shorts   Code   (5)   Co				Small	Entity		
Deposit Account None   1051 130 2051 65   Surcharge - late filing fee or oath   1051 130 2051 65   Surcharge - late filing fee or oath   1051 130 2051 65   Surcharge - late filing fee or oath   1051 130 2051 65   Surcharge - late filing fee or oath   1051 130 2051 65   Surcharge - late filing fee or oath   1051 130 2051 65   Surcharge - late filing fee or oath   1051 130 2051 65   Surcharge - late filing fee or oath   1051 130 2051 65   Surcharge - late filing fee or oath   1051 130 2051 65   Surcharge - late filing fee or oath   1051 130 2051 65   Surcharge - late filing fee or oath   1052 130 2051 65   Surcharge - late filing fee or oath   1052 130 2051 65   Surcharge - late filing fee or oath   1052 130 2050 1052 2,000 105	Check Credit card Money Order Other None					Fee Description	Fee Paid
Dispect   Account No.							
Dopych   Account   Name   Dopych   Name   Dopy	Daposit Account:				65	Surcharge - late filing fee or oath	
Description	Deposit Account No.					Surcharge - late provisional filing	
Charge fon(s) indicated below	Deposit Account Name	1032	~			fee or cover sheet	
Charge forly indicated below   Liferage any overgraymants     Charge any additional face(s) during the pendency of this opplication     Charge forly additional face(s) during the pendency of this opplication     Charge forly additional face(s) during the pendency of this opplication     Charge forly fo		1053	130	1053	130	Non-English specification	
Charge any additional faces) during the pendency of this opplication Charge locis) indicated below, except for the filling fee to the above-identified deposit account.    1804 920* 1804 820* Requesting publication of SIR prior to Examiner action   1805 1,840* 1805 1,840* Requesting publication of SIR prior to Examiner action   1805 1,840* 1805 1,840* Requesting publication of SIR prior to Examiner action   1805 1,840* 1805 1,840* Requesting publication of SIR prior to Examiner action   1805 1,840* Requesting publication of SIR prior to Examiner action   1805 1,840* Requesting publication of SIR prior to Examiner action   1805 1,840* Requesting publication of SIR prior to Examiner action   1805 1,840* Requesting publication of SIR prior to Examiner action   1805 1,840* Requesting publication of SIR prior to Examiner action   1805 1,840* Requesting publication of SIR prior to Examiner action   1805 1,840* Requesting publication of SIR prior to Examiner action   1805 1,840* Requesting publication of SIR prior to Examiner action   1805 1,840* Requesting publication of SIR prior to Examiner action   1805 1,840* Requesting publication of SIR prior to Examiner action   1805 1,840* Requesting publication of SIR prior to Examiner action   1805 1,840* Requesting publication of SIR prior to Examiner action   1805 1,840* Requesting publication of SIR prior to Examiner action   1805 1,840* Requesting publication of SIR prior to Examiner action   1805 1,840* Requesting publication of SIR prior to Examiner action   1805 1,840* Requesting publication of SIR prior to Examiner action   1805 1,840* Requesting publication of SIR prior to Examiner action   1806 180 1805 1,840* Requesting publication of SIR prior to Examiner action   1807 1808 1808 1808 1808 1808 1808 1808	Charge (on(s) Indicated below L. Charge any uncerpayment or credit		1	1012	2.520	For filing a request for ex parto	
Charge foo(s) Indicated bollow, except for the filing fee to the above-identified deposit account.   1805 1,840*		, , ,	-,		•	reexamination	
Charge foo(s) Indicated bollow, except for the filing fee to the above-identified deposit account.   1805 1,840*	Charge any additional fee(s) during the pendency of this application	1804	920*	1804	920*	Requesting publication of SIR prior	il
Subtotal	Oh and the first and helper except for the filling fee to the		•			to Examiner action	
Subtotal Claims	Charge loc(s) incicated bolow, except for the ming for a de-	1805	1.840*	1805	1,840*	Requesting publication of SIR after	
Total Claims	авоуо-довлиней ферови ассоине.	1000	.,		•		
Large Entity   Small Entity   Small Entity   Fee Fee Fee Fee Fee Fee Fee Fee Fee F		1251	110	2251	55	Extension for reply within first	
Large Entity   Small Entity   Small Entity   Small Entity   Fee		.20				month	
Large Entity   Small Entity   Small Entity   Small Entity   Fee	1. HASIC FILING FEE	1252	410	2252	205	Extension for reply within second	l.
Page	1. Pitera i initia i an						
Total Claims	Large Entity   Small Entity	1253	930	2253	465		1
1001   750   2001   375   2001   185   Design fling fea   1254   1,450   2254   725   Extension for Prept Wanni Journal month   1001   750   2001   375   2001	The Bold						
1001   750   2001   375   Utility filing foc   1002   330   2002   165   Design filing fec   1401   320   2401   150   Noldes of Appeal   1401   320   2402   165   Fee Description   1401   1301   1401   1301   1401   1301   1401   1301   1401   1301   1401   1301   1401   1301   1401   1301   1401	100	1254	1,450	2254	725		1
1002   330   2002   165   Design filing fea   1003   520   2003   260   Plant filing fea   1401   320   2401   160   Notice of Appeal   1401   320   2402   160   Provisional filing fea   1401   320   2402   160   Provisional feature for filing a public use proceeding   Provisional filing fea   1401   320   2402   160   Provisional feature for filing a public use proceeding   Provisional feature for feature for filing a public use proceeding   Provisional filing fea   1402   320   2402   160   Provisional feature for filing a public use proceeding   Provisional feature for filing feature for filing a public use proceeding   Provisional feature for filing a public use proceeding   Provisional feature for filing a public use proceeding   Provisional feature for filing feature for filing feature for filing a public use proceeding   Provisional feature for filing feature for filin							
1003   520   2003   260   Plant filing fed   1401   320   2401   160   Notice of Appeal   1401   320   2402   160   160   160   2005   80   Provisional filing fed   1402   320   2402   160   Filing a brief in support of an appeal   1401   1,510   1451   1,510		1255	1,970	2255	985		
1004   750   2004   375   Reissue filing fea   1401   320   2402   150   Rough of an appeal appeal page   1402   320   2402   150   Filing a brief in support of an appeal appeal page   1403   280   2403   140   Request for oral hearing   1401   1510   1451   1,510   1451	1003 520 2003 260 Plant filing fee						
SUBTOTAL (1)   SUBTOTAL (2)   SUBT	1004 750 2004 375 Reissue filing fea	1401					<del></del>
SUBTOTAL (1) \$ 1403 280 2403 140 Request for orish hearing 1451 1,510 1451 1,510 1451 1,510 Polition to Institute a public use proceeding 1451 1,510 1451 1,510 1451 1,510 Polition to Institute a public use proceeding 1453 1,300 2453 650 Polition to revive – unavoldable 1501 1,300 2501 650 Utility issue foo for reissue) 1502 470 2502 235 Design Issue fee 1502 470 2502 235 Design Issue fee 1503 630 2503 315 Plant Issue foo 1460 130 1	'The transfer of the second of	1402	320	2402	160		1 .
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE    Extra							<b>├</b> {
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE    1451   1,510   1451   1,510   1451   1,510   1451   1,510   1451   1,510   1451   1,510   1451   1,510   1451   1,510   1451   1,510   1451   1,510   1451   1,510   1451   1,510   1451   1,510   1451   1,510   1451   1,510   1451   1,510   1451   1,510   1451   1,510   1501   1,510   1451   1,510   1451   1,510   1451   1,510   1501   1,510   1451   1,510   1451   1,510   1451   1,510   1451   1,510   1501   1,510   1501   1,510   1501   1,510   1501   1,510   1501   1,510   1501   1,510   1501   1,510   1501   1,510   1501   1,510   1501   1,510   1501   1,510   1501   1,510   1501   1,510   1501   1,510	SURTOTAL (1) 5	1403					
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE    Large Entity   Small Entity		1451	1,510	1451	1,510		ł I
Total Claims	THE TANK AND DESCRIP					procesoing	<del></del>
Total Claims   100	2, EXTRA CLAIM FEES FOR UTILITY AND REISSUE						)- <del></del>
Total Claims	E. tom For Held						1
Total Claims	CANG TO WITH						
Independent 4 -4" = 0 x = 1460 130 1460 130 Petitions to the Commissioner Claims  Multiple Dependent  Large Entity Small Entity Foo Fee Fee Fee Fee Code (\$) Code (\$) 1202 18 2202 9 Claim in excess of 20 Independent claims in excess of 3 1203 280 2203 140 Multiple dependent claims in excess of 3 1204 84 2204 42 "Reissue Independent claims over original patent 1205 18 2205 9 "Roissue daims in excess of 20 and over original patent 1205 18 2205 9 "Roissue daims in excess of 20 and over original patent 1205 18 2205 9 "Roissue daims in excess of 20 and over original patent 1205 (Ro							h
Claims Multiple Dependent  Large Entity   Small Entity   Foo   Feo   Feo   Feo   Feo   Code   (\$)   Code   (\$)   1202   18   2202   9   1201   64   2201   42   1203   280   2203   140   1204   84   2204   42   1205   18   2205   9   1205   18   2205   9   1206   18   2205   9   1207   18   2205   9   1208   18   2205   9   1209   18   2205   9   1209   1809   1800   1807   50   1807   50   Processing fee under 37 CFR   1.17(q)   1806   180   1806   180   1806   180   1806   180   1806   180   1806   180   1807   50   Processing fee under 37 CFR   1.17(q)   1806   1806   1806   180   1806   1806   1806   180   1806   1806   1806   180   1806   1806   1806   180   1806   1806   1806   180   1806   1806   1806   180   1806   1806   1806   180   1806   1806   1806   180   1806   1806   1806   180   1806   1806   1806   180   1806   1806   1806   180   1806   1806   1806   180   1806   1806   1806   180   1806   1806   1806   180   1806   1806   1806   180   1806	Total Claims					Plant Issue Iou	<del></del>
Multiple Dependent  Large Entity   Small Entity   For Fee   Fee   Fee   Code   (\$)   1202   18   2202   9   1203   280   2203   140   1204   84   2204   42   1205   18   2205   9   1205   18   2205   9   1205   18   2205   9   1206   18   1207   18   2205   9   1208   18   1209   1	Independent   4   4   5   6   6   6   6   6   6   6   6   6						
Large Entity Small Entity  For Fee Fee Fee Pee Code (\$) 1202 18 2202 9 Claim in excess of 20 1203 280 2203 140 Multiple dependent claims in excess of 3 1204 84 2204 42 "Reissue Independent claims over original patent  1806 180 Submission of Information Disclosure Stmt  8021 40 Reacrding each patent assignment per property (times number of proporties)  1809 750 2809 376 Filing a submission after final rejection (37 CFR § 1.129(a)) 1810 750 2810 375 For each additional invention to be examined (37 CFR § 1.129(b)) 1801 750 2801 375 Request for Continued Examination of a design application  1802 900 1802 900 Request for expedited examination of a design application		1807	50	1807	50		1
Large Entity Small Entity Fao Fee Fee Fee Pescription Code (\$) Code (\$) 1202 18 2202 9 Claim in excess of 20 1203 280 2203 140 Multiple dependent claims in excess of 3 1204 84 2204 42 ** Reissue Independent claims over original patent ** Roissue daims in excess of 20 1205 18 2205 9 ** Roissue daims in excess of 20 1206 1809 750 2809 376 Filing a submission after final rejection (37 CFR § 1.129(a)) 1810 750 2810 375 For each additional invention to be examined (37 CFR § 1.129(b)) 1810 750 2801 375 Request for Continued Examination of a design application  SUBTOTAL (2) \$  Chartee (specify)	Multiple Dopondent			4554	400		
For Fee Fee Fee Description  For Fee Fee Fee Description  Code (\$)	tone Falls   Email Entitle	1806	180	1806	160		1 1
Code   (\$)   Cod			40	8024	40	Recording each malant assimomani	
1202 18 2202 9 Claim in excess of 20 proporties)  1201 64 2201 42 Independent claims in excess of 3 1203 280 2203 140 Multiple dependent claims ever original patent  1205 18 2205 9 Reguest for expedited examination of a design application  SUBTOTAL (2) \$ 1809 750 2809 376 Filing a submission after final nelocation (37 CFR § 1.129(a))  1809 750 2809 376 Filing a submission after final nelocation (37 CFR § 1.129(a))  1809 750 2800 375 For each additional invention to be examined (37 CFR § 1.129(b))  1800 750 2801 375 Request for Continued Examination of a design application	100 100   100	B021	40	8021	40	ner ernnerty (times number of	į į
1201 64 2201 42 Independent claims in excess of 3 1203 280 2203 140 Multiple dependent claims over original patent 1205 18 2205 9 ** Reissue daims in excess of 20 and over original patent  SUBTOTAL (2) \$ 1809 750 2809 376 Filing a submission after final nejection (37 CFR § 1.129(a)) 1809 750 2809 376 Filing a submission after final nejection (37 CFR § 1.129(a)) 1810 750 2810 375 For each additional invention to be examined (37 CFR § 1.129(b)) 1810 750 2801 375 Request for Continued Examination (RCE)  SUBTOTAL (2) \$ 1802 900 Request for expedited examination of a design application		1					
1203 280 2203 140 Multiple dependent claim, if not paid 1204 84 2204 42 ** Reissue Independent claims over original patent 1205 18 2205 9 ** Reissue daims in excess of 20 206 2205 20	1202 to the second of the second of T	4000	760	2800	376	Filing a submission after final	
1204 84 2204 42 "Reissue independent claims over original patent 1810 750 2810 375 For each additional invention to be examined (37 CFR § 1.129(b))  1205 18 2205 9 "Roissue daims in excess of 20 and over original patent 1802 900 Request for expedited examination of a design application 1802 900 Request for expedited examination of a design application 1802 900 Request for expedited examination of a design application 1802 900 Request for expedited examination of a design application 1802 900 Request for expedited examination of a design application 1802 900 Request for expedited examination of a design application 1802 900 Request for expedited examination of a design application 1802 900 Request for expedited examination of a design application 1802 900 Request for expedited examination of a design application 1802 900 Request for expedited examination of a design application 1802 900 Request for expedited examination of a design application 1802 900 Request for expedited examination of a design application 1802 900 Request for expedited examination of a design application 1802 900 Request for expedited examination of a design application 1802 900 Request for expedited examination of a design application 1802 900 Request for expedited examination of a design application 1802 900 Request for expedited examination of a design application 1802 900 Request for expedited examination of a design application 1802 900 Request for expedited examination 1802 900 900 900 900 900 900 900 900 900 9	1207 290 2203 140 Multiple dependent claim, if not paid	1609	100	*****	0.0	relection (37 GFR § 1.129(a))	L
criginal patent  1205 18 2205 9 ** Reissue daims in excess of 20 and over original patent  SUBTOTAL (2) \$ 1802 900 Request for expedited examination of a dasign application  Check top (specify)	The state of the s	1810	750	2810	375	For each additional invention to be	
1205 18 2205 9 ** Reissue daims in excess of 20 and over original patent 1802 900 1802 900 Request for expedited examination of a design application	original palent	1 1010	1 30	1 20.0		examined (37 CFR § 1.129(b))	
SUBTOTAL (2) \$ 1802 900 Request for expedited examination of a design application	1205 18 2205 9 ** Roissus daims in excess of 20	1801	750	2801	375		
SUBTOTAL (2) \$ 1802 900 Request for expedited examination of a design application	and over original patent	, ''''	, 50	1		(RCE)	
SUBTOTAL (2) \$ of a design application	1	1802	900	1802	900	Request for expedited examination	1
Other for (energy)	SUBTOTAL (2) \$	1 '004	200			of a design application	
**or number previously paid, if greater, For Reissues, see above Reduced by Basic Filing Fee Paid SUBTOTAL (3)		Other 9	ee (specil	y)			<u> </u>
	**or number previously paid, if greater, For Ruissues, see above	Redu	ad by Ba	sic Filing F	ce Paki	SUBTOTAL (3)	\$_

Name (Print/Type) Shelley P. Eberte Registration No. (Allomoy/Agent) 31,411 Telephone (030) 330-0300	File William BV			Complete (if applicable)
Dale 7-3/-02	SUBMITTED BY	Shelley P. Fhorte Registration No. (Allomoy/Agent) 31,411	Telcphone	(650) 330-0900
Signature Shellus P. Cheste 1-3/-03	Name (Print Type)	Sileney F. Coene	Doto	7 24
	Signature	Shewy P. Eberle	Date	1-31-03

F:\Document\5030\0001\24\Restriction Requirement Fee Transmittal.doc

Mailing Date: July 31, 2003 Document(s): Return Post Card

SPE / JC

## **REED & EBERLE LLP**

INTELLECTUAL PROPERTY LAW 800 MENLO AVENUE, SUITE 210 MENLO PARK, CALIFORNIA 94025 (650) 330-0900 TELEPHONE (650) 330-0980 FACSIMILE WWW.REEDPATENT.COM

## FACSIMILE TRANSMITTAL SHEET

To:	Examiner Shahnam J. Sharareh Group Art Unit 1617	FACSIMILE NO.: (571) 273-0630 TELEPHONE NO.: (571) 272-0630
Fком:	Shelley P. Eberle Reg. No. 31,411	FACSIMILE NO.: (650) 330-0980 TELEPHONE NO.: (650) 330-0900
DATE:	August 26, 2004	PAGE 1 OF: 6
SUBJECT:	In re Application of: Evan C. UNGER et al. Scrial No.: 09/912,609 Filed: July 25, 2001 Confirmation No.: 8279 Title: NOVEL TARGETED DELIVERY SYSTEMS FOR BIOACTIVE AGENTS Atty Dkt No.: 5030-0001.24	CONFIRMATION COPY TO FOLLOW:

Pursuant to your request, attached is a copy of the Response To Requirement For Restriction And Election Of Species, and the accompanying transmittal documents, as mailed to the Patent Office on July 31, 2003. Also attached is a copy of the postcard that accompanied the Response, date stamped by the Patent Office as being received on August 4, 2003.

Please give me a call should you require anything further.

Sheery Cherry Shelley P. Eberle

Registration No. 31,411

WARNING: This facsimile message and accompanying documents are intended only for the use of the addressee indicated above. Information that is privileged or otherwise confidential may be contained therein. If you are not the intended recipient, you are hereby notified that any dissemination, copying, review, or use of the above message or the accompanying documents is strictly prohibited. If you have received this message in error, please notify us immediately by telephone or facsimile, and mail the original to us at the above address. Thank you.

PLEASE CALL (650) 330-0900 IF YOU HAVE ANY PROBLEMS RECEIVING THIS TRANSMISSION OR MAVE RECEIVED THIS TRANSMISSION IN ERROR.